UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

Versata Software, Inc. f/k/a Trilogy Software, Inc., Versata Development Group, Inc. and Trilogy, Inc.,

Plaintiffs/
Counter-Defendants,

v.

Ford Motor Company,

Defendant/ Counter-Plaintiff. Case No. 15-cv-10628 (consolidated with Case No. 15-cv-11264)

Hon. Matthew F. Leitman

ORDER MODIFYING THE COURT'S ORDER GRANTING FORD'S MOTION FOR JUDGMENT AS A MATTER OF LAW (DKT. 1054)

On May 1, 2023, this Court entered an Order resolving Ford's Rule 50(b) motion for judgment as a matter of law ("JMOL Order"). ECF No. 1054. The JMOL Order stated, "[t]he Court will therefore grant Ford judgment as a matter of law on Versata's trade secret claims." *Id.* at 49. The final paragraph of the JMOL Order provided that "[t]he Court will enter judgment in favor of Versata on its breach of contract claims in the amount of \$3, and it will enter judgment against Versata on its trade secret claims." *Id.* at 50."

With the parties' consent, the Court hereby **MODIFIES** those two statements as follows (modifications underlined for identification):

- "The Court will therefore grant Ford judgment as a matter of law <u>as to</u>

 <u>damages</u> on Versata's trade secret claims," and
- "The Court will enter judgment in favor of Versata on its breach of contract claims in the amount of \$3, and it will enter judgment in favor of Versata on its claims for misappropriation of the Grid, Buildability, and Workspaces trade secrets in the amount of \$0."

Final judgment will be entered in a separate order.

IT IS SO ORDERED.

s/Matthew F. Leitman
MATTHEW F. LEITMAN
UNITED STATES DISTRICT JUDGE

Dated: June 8, 2023

Consented to this 7th day of June 2023 by:

/s/ Dan K. Webb

Dan K. Webb

DWebb@winston.com

Matthew R. Carter

MCarter@winston.com

Samuel M. Zuidema

SZuidema@winston.com

WINSTON & STRAWN LLP

35 W. Wacker Drive

Chicago, IL 60601

Telephone: (312) 558-5600

/s/ John S. LeRoy

Thomas A. Lewry (P36399)

John S. LeRoy (P61964)

Christopher C. Smith (P73936)

Chanille Carswell (P53754)

Reza Roghani Esfahani (P83787)

BROOKS KUSHMAN P.C.

1000 Town Center, 22nd Floor

Southfield, MI 48075

jleroy@brookskushman.com

tlewry@brookskushman.com csmith@brookskushman.com

ccarswell@brookskushman.com

resfahani@brookskushman.com

Steven J. Mitby smitby@mitbylaw.com Timothy Johnson tjohnson@mitbylaw.com

MITBY PACHOLDER JOHNSON PLLC

Telephone: (713) 234-1446

Jaye Quadrozzi YOUNG, GARCIA, & QUADROZZI, PC

27725 Stansbury Blvd., Suite 125 Farmington Hills, MI 48334 Telephone: (248) 353-8620

Sharoon Saleem
JONES & SPROSS, PLLC
Sharoon.saleem@jonesspross.com
1605 Lakecliff Hills Ln., Suite 100
Austin, TX 78732-2437

ATTORNEYS FOR PLAINTIFFS VERSATA SOFTWARE, INC. f/k/a TRILOGY SOFTWARE, INC., VERSATA DEVELOPMENT GROUP, INC., AND TRILOGY, INC.

James P. Feeney (P13335) **DYKEMA GOSSETT PLLC**39577 Woodward Ave, Suite 300
Bloomfield Hills, MI 48304
jfeeney@dykema.com

Jessica L. Ellsworth (D.C. Bar #

484170)
HOGAN LOVELLS US LLP
555 Thirteenth Street, NW
Washington, D.C. 20004
jessica.ellsworth@hoganlovells.com

ATTORNEYS FOR DEFENDANT/COUNTER-PLAINTIFF FORD MOTOR COMPANY